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**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

UPMANN SANCHEZ TURF AND  
 LANDSCAPE, INC., dba US Turf,

Plaintiff,

v.

US TURF, LLC, dba Serenity  
 Landscaping,

Defendant.

US TURF, LLC,

Counterclaimant,

v.

UPMANN SANCHEZ TURF AND  
 LANDSCAPE, INC.

Counter-Defendant.

**Case No. 2:21-cv-01749-JCM-DJA**

**STIPULATION AND ORDER FOR  
 EXTENSION OF DISCOVERY  
 DEADLINES**

**(FIRST REQUEST)**

Plaintiff/Counter-Defendant UPMANN SANCHEZ TURF AND LANDSCAPE, INC., ("Plaintiff") and Defendant/Counterclaimant US TURF, LLC ("Defendant"), by and through their counsel of record, hereby respectfully submit this Stipulation and Order for Extension of Discovery Deadlines in this case. This is the first request to extend discovery deadlines in this matter and seeks a ninety (90) day extension of all current discovery deadlines.

**FACTUAL BACKGROUND**

Plaintiff filed the Complaint in this case on September 22, 2021 (ECF No. 1) and Defendants filed their Answer and Counterclaims on November 2, 2021 (ECF No. 11).

1 Plaintiff filed a Motion to Dismiss or Strike Defendant's Counterclaims on December 7, 2021  
2 (ECF No. 15). Defendant filed its Opposition to Plaintiff's Motion on January 7, 2022 (ECF  
3 No. 20) and Plaintiff's filed its Reply on January 13, 2022 (ECF No. 21).

4 On December 10, 2021, the Court entered a Discovery Plan and Scheduling Order (ECF  
5 No. 18), which set the close of discovery on May 2, 2022.

#### 6 **COMPLETED DISCOVERY**

7 The parties made the required initial disclosures under Rule 26 on December 22, 2021.  
8 On December 24, 2021, Defendant served its first set of discovery requests on Plaintiff to which  
9 Plaintiff, after requesting a three week extension of time, served responses on February 14,  
10 2022. The parties have scheduled a meet and confer to discuss Plaintiff's responses. On  
11 February 15, 2022, Plaintiff served its first set of discovery requests on Defendant. Responses  
12 are presently due March 17, 2022.

#### 13 **REMAINING DISCOVERY**

14 The parties are still in the early phases of discovery. Plaintiff only recently served  
15 discovery requests on Defendant. Moreover, the parties intend to meet and confer regarding  
16 Plaintiff's responses to Defendant's first set of discovery requests and anticipate that either  
17 Plaintiff will be supplementing its responses or Defendant will be seeking relief from the Court  
18 in the form of a motion to compel.

19 In addition, some documents to be produced by the parties are confidential, and so the  
20 parties plan to work together to submit a proposed stipulated protective order for the Court's  
21 approval. Meanwhile, the parties also anticipate taking party depositions.

#### 22 **GOOD CAUSE TO EXTEND DISCOVERY**

23 The parties have been diligent in conducting discovery in this matter so far and remain  
24 diligent in doing so. Plaintiff was delayed by the holidays in producing responses to  
25 Defendant's discovery and in serving discovery requests on the Defendant. Both parties have  
26 also been hindered in their document production by the lack of a protective order in place,  
27 which the parties plan to address in due course by submitting a proposed stipulated protective  
28 order for the Court's approval.

1 In order to allow the parties more time to complete discovery, the Parties have stipulated  
 2 and agreed to extend all discovery deadlines by ninety (90) days as set forth below<sup>1</sup>. For these  
 3 reasons, this Stipulation is made for good cause and not for purposes of delay.

- 4 • **Discovery Cutoff Date: August 1, 2022**
- 5 • **Expert Disclosures: June 2, 2022**
- 6 • **Rebuttal Expert Disclosures: July 5, 2022**
- 7 • **Dispositive Motions: August 31, 2022**
- 8 • **Pretrial Order: September 30, 2022.** This deadline will be suspended if  
 9 dispositive motions are timely filed until 30 days after the decision of the dispositive  
 10 motions or until further order of the Court.

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28 <sup>1</sup>Where the revised deadline falls on a weekend, the revised deadline is the next court day.

1 DATED: February 22, 2022

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3 **IT IS SO AGREED AND STIPULATED:**

4 **PROCOPIO, CORY, HARGREAVES &  
5 SAVITCH LLP**

6 /s/Lisel Ferguson

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*Attorneys for*  
*Defendant/Counterclaimant US TURF LLC*

19 **IT IS SO ORDERED:**

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UNITED STATES MAGISTRATE JUDGE

Dated:

**CERTIFICATE OF SERVICE**

I hereby certify that on February 22, 2022, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I further certify that a true and correct copy of the foregoing document is being served via transmission of Notices of Electronic Filing generated by CM/ECF to all participants in the case who are registered CM/ECF users.

/s/ Ryan Gile

Employee, Gile Law Group Ltd.